

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

REDUCED-FAT FLAVORED COATING AND METHODS OF USING SAME

the specification of which: (check one)

☐

is attached hereto.

☒

was filed on 30 November 2004, as United States Application No. or PCT International Application No. PCT/EP04/013567 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent Office all information which is known to me to be material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code Section 119 or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Number

Country

Day/Month/Year
Filed

Priority Not
Claimed

☐
☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

Application Serial No.

Filing Date

I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C.F.R., Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.

Filing Date

Status
(patented, pending, abandoned)
Pending

10/725,216

2 December 2003

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor	
Eric Thomas Best	
Sole or first inventor's signature	Date
Residence	
F-60430 Noailles, France	
Citizenship	
Great Britain	
Post Office Address	
Rue de l'Eglise 1 bis, Pav. 1	
F-60430 Noailles, France	

Full name of second inventor David George Oakenfull	
Second inventor's signature	Date
Residence Turramurra NSW 2074, Australia	
Citizenship Australia	
Post Office Address 10/1316 Pacific Highway	
Turramurra NSW 2074, Australia	

Full name of third inventor Darryl Richard Barwick	
Third inventor's signature	Date
Residence Marysville, OH 43040	
Citizenship United States	
Post Office Address 270 Stocksdale Dr. 3C	
Marysville, OH 43040	

Full name of fourth inventor Lawrence Allan Kibler	
Fourth inventor's signature	Date
Residence Marysville, OH 43040	
Citizenship United States	
Post Office Address 570 Park Avenue	
Marysville, OH 43040	

Full name of fifth inventor Christopher E. Budwig	
Fifth inventor's signature	Date
Residence Dublin, OH 43017	
Citizenship United States	
Post Office Address 5755 Adventure Drive	
Dublin, OH 43017	

POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby appoint:



Practitioners associated with the Customer Number:

29157

OR



Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

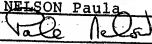
Assignee Name and Address:

Nestec S.A.
 Avenue Nestlé 55
 CH-1800 Vevey
 Switzerland

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name	NELSON Paula	Date	12 JAN. 2005
Signature		Telephone	
Title	Vice President		

SEND TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.